

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

LAMONT L. MILLER,

Petitioner

v.

UNITED STATES OF AMERICA,

Respondent

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CIVIL ACTION NO. 3:19-2159

(JUDGE MANNION)

ORDER

In accordance with the memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1) the report of Judge Saporito, (Doc. 5), is **ADOPTED IN ITS
ENTIRETY**;
- (2) since the court lacks jurisdiction over petitioner Miller's
habeas petition under 28 U.S.C. §2241, (Doc. 1), in the
interest of justice, it will **TRANSFER** the petition to the
United States District Court for the Southern District of West
Virginia to be treated as a motion under 28 U.S.C. §2255.
- (3) the Clerk of Court is directed to **TRANSFER THIS CASE** to
the United States District Court for the Southern District of
West Virginia.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Date: February 18, 2020